

Under the Paperwork Reduction act of 1995, no persona are required to respond to a collection of information unless it displays a valid OMB control number.

*2Fin AF
3738*



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	11	Attorney Docket Number	RTI-143/01915/13879US01
--	----	------------------------	-------------------------

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response Under 37 CFR §1.116 <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO 1449/08A with references <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) (sheets) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input checked="" type="checkbox"/> Reply postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Donald J. Pochopien, Reg. No. 32,167 McAndrews Held & Malloy, Ltd.		
Signature			
Date	August 16, 2004		

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 16, 2004

Name (Print/type)	Donald J. Pochopien	Registration No. (Attorney/Agent)	32,167
Signature	<i>Donald J. Pochopien</i>		Date
			08/16/2004



Attorney Docket No. RTI-143
01915/13879US01

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Applicant: Buskirk, *et al.*

Serial No.: 09/942,537

Filed: August 29, 2001

For: "SOFT AND CALCIFIED TISSUE
IMPLANTS"

Group Art Unit: 3738

Examiner: A. Stewart

) CERTIFICATE OF MAILING
)
I hereby certify that this paper (and all papers
referred to herein) is being deposited with the
United States Postal Service as first class mail,
postage prepaid, in an envelope addressed to:
Mail Stop AF, Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450 on this
date:
)
August 16, 2004.
)
)

Donald J. Pochopien
Registration No. 32,167
Attorney for Applicants

RESPONSE UNDER 37 CFR § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official Action of 05/20/2004 (Office Action), for which a response is due 08/20/2004, Applicants request entry of the following amendments which place the allowable subject matter in condition for allowance.

Amendments to the Claims:	Page 2
Remarks	Page 8
Arguments	Page 9